

Service Date: February 9, 2001

FINAL ORDER NO. 6501

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF <b>Ken Rockeman and</b>	)	
<b>Sam Spector, a partnership dba R &amp; S</b>	)	Docket No. T-00.47.PCN
<b>Personalized Transportation</b> , Big Timber,	)	
Montana, Application for a Montana	)	Order No. 6501
Intrastate Certificate of Public	)	
Convenience and Necessity.	)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On May 15, 2000, **Ken Rockeman and Sam Spector, a partnership dba R & S Personalized Transportation**, Big Timber, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B - Passengers in limousine service between all points and places in Gallatin, Park, Stillwater, Sweet Grass and Yellowstone County, Montana. LIMITATION: All transportation movements must originate or terminate in Sweet Grass County, Montana.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public June 9, 2000. That notice said in pertinent part:

If no written protests are received by June 29, 2000, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be

scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. Protests were filed by Milam, Inc., Billings, Montana, Ron Kindsfather dba Limo Scene Limousine Service, Billings, Montana and Cutrubus Sparks Ventures LLC dba Classic Limo, Bozeman, Montana.

4. All protests were withdrawn after the Applicant restrictively amended the application. The amendments are incorporated into the Order granting authority herein.

5. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

#### CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

#### ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Monday, the 5th day

of February, 2001, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-00.47.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Ken Rockeman and Sam Spector, a partnership dba R & S Personalized Transportation**, Big Timber, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B - Passengers in limousine service between all points and places in Gallatin, Park, Stillwater and Sweet Grass County, Montana. Limitations: 1) All transportation movements must originate or terminate in Sweet Grass County, Montana. 2) Equipment shall be limited to those vehicles listed Paragraph 9 of R & S Transportation's application or vehicles of similar capacity and utility (four-wheel drive pickups, station wagons or sedans). Transportation in limousine or luxury sedans is prohibited. 3) Transportation through any and all portions of Gallatin and Park Counties shall be 'closed door' (no pick-up or deliveries).

IT IS FURTHER ORDERED that a full, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 5th day of February, 2001, by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-00.47.PCN in the matter of **Ken Rockeman and Sam Spector, a partnership dba R & S Personalized Transportation**, Big Timber, Montana has today been sent to all parties listed.

MAILING DATE: February 9, 2001

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FOR THE COMMISSION

FIRST CLASS MAIL

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AS ITS INTERESTS MAY APPEAR:

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